

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

FAULK COMPANY, INC.,

Plaintiff,

v.

UNITED STATES OF AMERICA,
UNITED STATES DEPARTMENT OF HEALTH
AND HUMAN SERVICES,
ROBERT F. KENNEDY, Jr., in his official capacity
as Secretary of HHS, and
MEHMET OZ, M.D., in his official capacity as
Administrator of CMS,

Defendants.

Case No. 4:24-cv-00609

NOTICE OF APPEAL

Notice is hereby given that Defendants the United States of America, the United States Department of Health and Human Services, Robert F. Kennedy, in his official capacity as Secretary of HHS, and Mehmet Oz, M.D., in his official capacity as Administrator of the Centers for Medicare and Medicaid Services, appeals to the United States Court of Appeals for the Fifth Circuit from the Order and Amended Final Judgment entered in this action on April 25, 2025 (ECF No. 41).

Dated: June 20, 2025

Respectfully submitted,

/s/ Mary Elizabeth Smith
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CERTIFICATE OF SERVICE

I certify that on June 20, 2025, I filed the foregoing document with the Clerk of Court using the CM/ECF electronic filing system, which will send notification to all counsel of record.

/s/ Mary Elizabeth Smith

MARY ELIZABETH SMITH